

PATENT ATTORNEY DOCKET NO.: 046601-5041

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| In re A                              | Application of:  | )           |  |
|--------------------------------------|--|-------------|--|
| Kosuk                                | e SHIMIZU  | )           | Confirmation No.: 2127   |
| Applic                               | eation No.: 09/520,969   | )           | Group Art Unit: 2624   |
| Filed:                               | March 8, 2000  | )           | Examiner: Brinich, Stephen   |
| For:                                 | IMAGE READER AND IMAGE<br>READING METHOD   | )           | RECEIVED DEC 2 3 2003  |
| U.S. P<br>2011 S<br>Custor<br>Crysta | nissioner for Patents<br>atent and Trademark Office<br>South Clark Place<br>mer Window<br>I Plaza Two, Lobby, Room 1B03<br>ton, VA 22202 |             | Technology Center 2600   |
| Sir:                                 |  |             |  |
|                                      | AMENDMENT TRA  | NSMIT       | TAL FORM   |
| 1.                                   | Transmitted herewith is an Amendment r 2003.   | esponding   | g to the Office Action dated October 3,                                    |
| 2.                                   | Additional papers enclosed:  |             |  |
|                                      |  | tes include | d er readable copy and/or amendment ion containing nucleotide and/or amino |

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### 3. Extension of Time

| The proceedings herein are for a patent application and the provisions | of |
|--|----|
| 37 C.F.R. § 1.136(a) apply.  |    |

| $\boxtimes$ | Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time. |                        |  |  |  |  |  |
|-------------|--|------------------------|--|--|--|--|--|
|             | Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:   |                        |  |  |  |  |  |
|             | Total Months   | Fee for                | [Fee for Small                         |  |  |  |  |
|             | Requested  | Extension              | Entity]                                |  |  |  |  |
|             | one month  | \$ 110.00              | \$ 55.00                               |  |  |  |  |
|             | two months   | \$ 420.00              | \$ 210.00                              |  |  |  |  |
|             | three months   | \$ 950.00              | \$ 475.00                              |  |  |  |  |
|             | four months  | \$ 1,480.00            | \$ 740.00                              |  |  |  |  |
|             | Extension of time fee due with this request: \$-0-   |                        |  |  |  |  |  |
|             | If an additional extended therefor.  | ension of time is requ | nired, please consider this a Petition |  |  |  |  |
|             | An extension formonths has already been secured and the fee paid therefor of \$ is deducted from the total fee due for the total months of extension now   |                        |  |  |  |  |  |

#### 4. Constructive Petition

requested.

EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

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## 5. Fee Calculation (37 C.F.R. §1.16)

|  | Claims Remaining After Amendment |       | Highest No.<br>Previously Paid | Present<br>Extra | at Rate of   | Total Fees |
|--|----------------------------------|-------|--------------------------------|------------------|--------------|------------|
| Total Claims<br>(37 C.F.R. §1.16(c))                           | 12                               | minus | 20                             | 0                | x \$18 each= | + \$ -0-   |
| Independent Claims<br>(37 C.F.R.§1.16(b))                      | 6                                | minus | 6                              | 0                | x \$86 each= | + \$ -0-   |
| [ ] First presentation of Multiple dependent claim(s) \$290.00 |                                  |       |                                |                  |              |            |
| SUB-TOTAL =  |                                  |       |                                |                  |              | \$         |
| Reduction by ½ for filing by a small entity                    |                                  |       |                                |                  |              | -\$        |
| TOTAL FEE =  |                                  |       |                                |                  |              | \$ -0-     |

## 6. <u>Fee Payment</u>

|   | $\boxtimes$ | No fee is to be paid at this ti | me.      |   |
|---|-------------|---------------------------------|----------|---|
|   |             |                                 | ditional | . The Commissioner is hereby extension of time fee or additional fee for 50-0310. |
| The Commissioner is hereby authorized to charge <u>\$-0-</u> and any add which may be required, including fees due under 37 C.F.R. §§ 1.16 a credit any overpayment to Deposit Account 50-0310. |             |                                 |          |   |
|   |             |                                 |          | Respectfully submitted,   |
|   |             |                                 |          | MORGAN, LEWIS & BOCKIUS LLP   |
| Dated:  | Decen       | nber 19, 2003                   | Ву:      | Mary Ine Donnell Mary Jane Boswell Reg No. 33 652                                 |

CUSTOMER NO. 09629

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Revised: 10/1/03